

In the Matter of)	
)	Order No. D04-104
Northwest Dentists Insurance Company)	
and Western Professional Insurance)	Consent Order
Company,)	Imposing a Fine
)	
Authorized Insurers)	
_____)	

FINDINGS OF FACT:

1. Northwest Dentists Insurance Company (“Northwest”) and Western Professional Insurance Company (“Western”) are both authorized to transact the business of insurance in the state of Washington. Northwest and Western are part of the Physicians Group Companies (“Physicians”).
2. On September 18, 2003, the Office of the Insurance Commissioner (“OIC”) received a rate filing from Physicians for terrorism insurance which Northwest and Western began issuing on April 1, 2003. That filing was approved on December 30, 2003. Pursuant to RCW 48.19.043(2), an effective date of August 19, 2003, was assigned.
3. From April 1, 2003, through August 18, 2003, Northwest issued 531 policies, and Western issued 210 policies, using unfiled rates.

CONCLUSIONS OF LAW:

1. By failing to file the rates used in the 531 policies within 30 days of issuance, Northwest violated RCW 48.19.043(2).
2. By issuing 531 policies using rates other than those in accordance with its filing then in effect, Northwest violated RCW 48.19.040(6).
3. By failing to file the rates used in the 210 policies within 30 days of issuance, Western violated RCW 48.19.043(2).
4. By issuing 210 policies using rates other than those in accordance with its filing then in effect, Western violated RCW 48.19.040(6).

CONSENT TO ORDER:

1. Northwest Dentists Insurance Company and Western Professional Insurance Company consent to the entry of this order and agree to payment of a fine in the amount of \$5,000 upon each of them within thirty days of the entry of this order. If the fine is not timely paid in full, this shall constitute grounds for the suspension or revocation of the certificate of authority held by the entity which failed to pay its fine timely and in full and will also result in recovery of the fine in a civil action brought on behalf of the Insurance Commissioner by the Attorney General of the state of Washington.

NORTHWEST DENTISTS INSURANCE COMPANY

Printed Name _____
Printed Corporate Title _____
Date Signed _____

WESTERN PROFESSIONAL INSURANCE COMPANY

Printed Name _____
Printed Corporate Title _____
Date Signed _____

ORDER:

Pursuant to RCW 48.05.185, the Insurance Commissioner imposes a fine of \$5,000 (five thousand dollars and no/ 100) upon each of the two insurers for a total of \$10,000 (ten thousand dollars). Each company is to pay its fine in full within thirty days of the entry of this order. Failure to do so will constitute grounds for the suspension or revocation of the certificate of authority held in the state of Washington by the company failing to pay its fine timely and in full. It will also result in a civil action to recover the amount of the fine, brought on behalf of the Insurance Commissioner by the Attorney General of the state of Washington.

ENTERED AT TUMWATER, WASHINGTON, this ____ day of _____, 2004.

MIKE KREIDLER
Insurance Commissioner

By _____
William Kirby
Staff Attorney
Legal Affairs Division